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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/935,897	08/23/2001	John W. Evans	290397.0012	2267
21832 7590 05/29/2007 MCCARTER & ENGLISH LLP CITYPLACE I 185 ASYLUM STREET HARTFORD, CT 06103				
			EXAMINER DELCOTTO, GREGORY R	
			ART UNIT 1751	PAPER NUMBER
			MAIL DATE 05/29/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09-935897

EXAMINER

ART UNIT

PAPER

20070523

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Commissioner for Patents

The amendment filed on 3/21/07 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because new claims 33-40 recite a method for "cooling an internal combustion engine" and "method for cooling a heat generating device", wherein these limitations were not previously presented and would require a new search due to their separate classification, thereby placing an undue burden on the Examiner. Note that, canceled claim 22 simply required reducing the oral toxicity of an aqueous fluid containing ethylene glycol by adding propylene glycol, wherein the aqueous fluid having reduced toxicity may be used as, for example, a deicing fluid for airplanes which is materially different and patentably distinct from a method for cooling an internal combustion engine and a method for cooling a heat generating device as recited by new claims 33-40. The Examiner asserts that had new claims 33-40 been originally presented with canceled claims 22, 26, 27, and 30-32, these claims would have been restrictable and placed in a group separate from claims 22, 26, 27, and 30-32.

Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory R. Del Cotto whose telephone number is (571) 272-1312. The examiner can normally be reached on Mon. thru Fri. from 8:30 AM to 6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Douglas McGinty can be reached on (571) 272-1029. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

GRD

May 23, 2007

Gregory R. Del Cotto
Primary Examiner
Art Unit: 1751